

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Frank Henglein et al.

Serial No.: 10/580,120

Filed: September 11, 2006

Confirmation No.: 7418

Date: July 30, 2009

Group Art Unit: 1793

Examiner: Pegah Parvini

For: EFFECT PIGMENTS HAVING AN ALUMINUM OR ALUMINUM ALLOY CORE,
PROCESS FOR THE PRODUCTION THEREOF AND USE THEREOF

VIA EFS-WEB

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

APPLICANTS' STATEMENT OF THE SUBSTANCE OF THE INTERVIEW

Sir:

In response to the Interview Summary mailed on July 7, 2009 which requires the applicants to file a Statement of the Substance of the Interview, the required statement follows.

Applicants' representative acknowledges that he telephoned the Examiner on February 25, 2009 in an effort to obtain from the Examiner a more detailed explanation as to why the 1.132 declaration submitted by co-inventor Dr. Frank Henglein was considered to be not commensurate with the scope of the claims under examination. The Examiner, therefore, provided certain comments with regard to this issue along the lines as discussed in the Interview Summary.

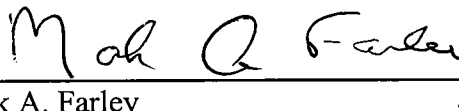
Pursuant to a request for further details by applicants' representative the Examiner indicated she would need additional time to consider the matter and would call back the representative on the next day. The following day, i.e., February 26, 2009 the Examiner telephoned applicants' representative and left further comments regarding the why she did not deem the declaration to be commensurate with the scope of the claims on said representative's telephone answering machine. The Examiner did not request that her telephone call be returned nor in applicants' representative view did she indicate in her message that she expected applicants' representative to return her call. The Examiner's comments were reported to the applicant by its representative but the representative did not telephone the Examiner back.

Following the above exchange, an Amendment Under 37 C.F.R. 1.116 was filed together with a Request for Continued Examination on April 29, 2009.

THIS CORRESPONDENCE IS BEING
SUBMITTED ELECTRONICALLY
THROUGH THE PATENT AND
TRADEMARK OFFICE EFS FILING
SYSTEM ON July 30, 2009.

MAF:stb

Respectfully submitted,

A handwritten signature in cursive script that reads "Mark A. Farley". The signature is written in dark ink and is positioned above a horizontal line.

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